

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

**FEDERAL RESERVE BANK OF SAN
FRANCISCO,
Plaintiff**

v.

**OTO ANALYTICS, LLC; BENWORTH
CAPITAL PARTNERS PR, LLC;
BENWORTH CAPITAL PARTNERS, LLC;
BERNARDO NAVARRO and CLAUDIA
NAVARRO,
Defendants**

Civil No. 23-01034 (GMM)

JOINT STATUS REPORT

Pursuant to this Court’s September 3, 2024 Order (ECF No. 161), Plaintiff Federal Reserve Bank of San Francisco (“Reserve Bank”), and Defendants Benworth Capital Partners PR, LLC, Benworth Capital Partners, LLC, Bernardo Navarro, and Claudia Navarro (collectively, “Defendants”; together with Plaintiffs, the “Parties”), through their undersigned counsel, respectfully submit this Joint Status Report.

Since the Parties’ March 5, 2025 *Joint Status Report* (ECF No. 221, the “March Status Report”),¹ the Parties continue to conduct discovery as set forth below. The Parties met and conferred via video conference on March 31, 2025, regarding the outstanding issues outlined in the March Status Report and below, as well as the orders granting the Reserve Bank’s two *Motions to Compel* (ECF Nos. 223 & 224, together, the “Motions to Compel”).

- **Privilege Logs.** On March 25, 2025, the Reserve Bank produced its privilege log for completed productions to Defendants. On March 28, 2025, Defendants produced their privilege log for completed productions to the Reserve Bank.

¹ On April 2, 2025, the Court denied Defendants’ *Motion to Dismiss the Federal Reserve’s Complaint and Complaint in Intervention* (ECF No. 169; Court Order ECF No. 225).

- **Accounting Dropbox.** On March 19, 2025, Defendants produced documents held in the Accounting Dropbox.² Defendants represented that all promissory notes contained therein have been produced, but that related communications would be provided on or before April 11, 2025.
- **Mobile Data.** Defendants have represented in writing that neither Mrs. Navarro or Mr. Navarro used their mobile device to communicate with third party professionals related to the issues in the Amended Complaint (ECF No. 123) or in the Reserve Bank's requests for production.
- **Reserve Bank's Outstanding Discovery Requests.** The Reserve Bank continues to have concerns regarding several issues and reserves the right to seek the Court's intervention including with respect to the following:
 - **Reserve Bank's Search Terms.** Several of the Reserve Bank's requests call for Defendants' financial statements and related information, including requests for which the Reserve Bank provided its most recent search term counterproposal to Defendants on February 11, 2025. On March 14, 2025, Defendants provided a report of the results of a proposed sampling review based on that counterproposal and others for which the Parties have not agreed. Following the March 31, 2025 meet and confer, the Parties continue to discuss whether documents responsive to certain search terms would be produced, and Defendants agreed to produce documents responsive to other search terms on a rolling basis by the end of April 2025.
 - **Motions to Compel.** At the March 31, 2025, meet and confer, Defendants represented that (i) they would comply with the Court's order entered at ECF No. 223 to produce documents responsive to the Reserve Bank's requests for production as requested in the motion at ECF No. 188 and (ii) provide the Reserve Bank with the Defendants' preferred mode of compliance with the Court's order entered at ECF No. 224 on or before April 4, 2025. As to the latter, Defendants are still evaluating their position on the mode of compliance with the Court's order entered at ECF No. 224 and require until April 7, 2025, to give the Reserve Bank their final position.
- **Defendants' Document Requests.** The Reserve Bank continues to search for responsive documents based on ongoing discussions with the Defendants, including Defendants' proposed search terms provided on February 11, 2025. On March 11, 2025, the Reserve Bank provided a disaggregated hit report based on the proposed search terms provided by Defendants on February 11, 2025. The parties continue to meet and confer regarding this topic.

² The Defendants previously represented that such responsive documents would be provided by March 14, 2025. See ECF No. 221. Due to the volume of documents contained within the Accounting Dropbox and the sensitive nature of the documents, however, Defendants required three (3) additional business days to complete their review and production of the responsive documents.

- **Second Joint Motion Requesting Modification of the Case Management Order.** Contemporaneously herewith, the Parties respectfully requested that the Court modify the operative court deadlines as set forth in the table below. The Parties submit that these modifications are necessary for the reasons set forth in such motion and, in particular, because several key discovery issues remain unresolved, including the Defendants' search, collection, and production of documents in relation to the Motions to Compel, as well as the Reserve Bank's search, collection, and production of documents in response to Defendants' requests for production.

Event	Current Deadline	Proposed Deadline
Completion of fact discovery (other than depositions)	May 9, 2025	June 9, 2025
Exchange of final privilege logs	N/A	June 23, 2025
Completion of fact depositions	N/A	August 8, 2025
Deadline for Parties to disclose experts and expert witness summaries as required by Fed. R. Civ. P. 26(a)(2)	June 16, 2025	No later than August 15, 2025, parties to submit to Court a schedule as it pertains to expert disclosures and submission of reports
Deadline for Parties to disclose expert reports as required by Fed. R. Civ. P. 26(a)(2)(B)	July 28, 2025	Pursuant to schedule submitted no later than August 15, 2025
Deadline for Parties to submit rebuttal expert reports	August 26, 2025	Pursuant to schedule submitted no later than August 15, 2025
Conclusion of all discovery	September 15, 2025	December 15, 2025
Deadline to file dispositive motions	October 14, 2025	January 29, 2026
Deadline to file oppositions to dispositive motions	October 29, 2025	February 14, 2026

Dated: April 4, 2025

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CERTIFICATE OF SERVICE

The undersigned certifies that on April 4, 2025, the foregoing document was filed with the Clerk of the Court using CM/ECF, which sent notice to all parties receiving notifications through the CM/ECF system.

Dated: April 4, 2025

By: */s Aníbal A. Román Medina*